

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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Criminal No. 12-20218

UNITED STATES OF AMERICA,  
Respondents/Plaintiff

VS.

NICHOLAS HOOD,  
Defendant

**PETITIONER' MOTION FOR APPOINTMENT OF COUNSEL**

COMES NOW, the petitioner, Nicholas Hood, herein the above style case hereby respectfully moves this Honorable Court for appointment of counsel. As grounds therefore, the Petitioner states in light of the Supreme Court of the United States ruling in **Sessions vs. Dimaya**, 18 U.S.C. §16(b) is unconstitutionally vague and violates the Due Process Clause. Section 924 defines a "crime of violence" identically to Section 16(b).

Right now this Petitioner is serving time on 18 U.S.C. §924 (c) that is predicated on a "crime of violence" as defined under 924 (C)(3)(B).

Petitioner requests that this court shall appoint him counsel from the Federal Defender Office. The Petitioner is relying on DIMAYA to prove his conviction and sentence are unconstitutional.

Whereas, the Petitioner prays this honorable court grant his request for relief by appointing him counsel to represent him in this matter.

Respectfully Submitted

\_\_\_\_\_  
Nicholas Hood  
Fed Reg. No. 49831-039  
FCI Cumberland  
Cumberland Md 21501

F I L E D  
JUN 14 2018  
CLERK'S OFFICE  
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⇒ 49831-039 ⇌

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Theodore Levin Us Courthouse  
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United States

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